

Salisbury, North Carolina
December 1, 2009

REGULAR MEETING

PRESENT: Mayor Susan W. Kluttz, Presiding; Mayor Pro Tem Paul B. Woodson, Jr., Councilmen William (Bill) Burgin, William (Pete) Kennedy, and Mark N. Lewis; City Manager David W. Treme; City Clerk Myra B. Heard; and City Attorney F. Rivers Lawther, Jr.

ABSENT: None

The meeting was called to order by Mayor Kluttz at 4:00 p.m. The invocation was given by Dr. James C. Dunkin from First Presbyterian Church.

PLEDGE OF ALLEGIANCE

The Police Honor Guard and the Salisbury Police Explorers presented Colors and led those present in the Pledge of Allegiance to the United States flag.

RECOGNITION OF VISITORS

Mayor Kluttz recognized all visitors present and thanked Dr. Dunkin, the Police Color Guard, and the Police Explorers for their participation. She also recognized Rowan County Commission Chairman Carl Ford and thanked him for his support of Council.

CONSENT AGENDA

(a) Approval of Minutes

Approve Minutes of the Regular meeting of November 17, 2009 and the Special Meeting of November 17, 2009.

(b) 2010 Council Meeting Schedule

Adopt the 2010 schedule of regular Council meeting dates.

(c) Budget Amendment – Asset Forfeitures

Adopt a budget Ordinance amendment to the FY2009-2010 budget in the amount of \$24,000 to appropriate Restricted Asset Forfeiture Funds and insurance proceeds.

AN ORDINANCE AMENDING THE 2009-2010 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE RESTRICTED ASSET FORFEITURE FUNDS AND INSURANCE PROCEEDS.

(The above Ordinance is recorded in full in Ordinance Book No. 22 at Page No. 171, and is known as Ordinance 2009-61.)

Thereupon, Mr. Burgin made a **motion** to approve the Consent Agenda as presented. Mr. Lewis seconded the motion. Messrs. Burgin, Kennedy, Lewis, and Ms. Kluttz voted AYE. (5-0)

RECOGNITION OF OUTGOING COUNCILMAN WILLIAM R. (BILL) BURGIN

Mayor Kluttz read a Resolution of Appreciation for Councilman Burgin honoring his years of service as a member of City Council. She then presented Mr. Burgin with a framed copy of the Resolution.

Thereupon, Mr. Kennedy made a **motion** to adopt the Resolution of Appreciation for Councilman William R. Bill Burgin. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Lewis, and Ms. Kluttz voted AYE. (5-0)

RESOLUTION OF APPRECIATION FOR COUNCILMAN WILLIAM R. (BILL) BURGIN.

(The above Resolution is recorded in full in Resolution Book No. 13 at Page No. 53, and is known as Resolution 2009-37.)

Mayor Kluttz presented Mr. Burgin with a painting of City Hall and a portrait of himself created by local artist Mr. Mark Brincefield.

Mayor Pro Tem Woodson stated that he has worked with Mr. Burgin for 12 years and it has been a pleasure. He indicated that Mr. Burgin has accomplished a great deal during his tenure and will be missed. He thanked Mr. Burgin for his hard work and dedication.

Councilman Kennedy wished Mr. Burgin the best of luck and commented that he will be greatly missed.

Mayor Kluttz presented Mr. Burgin with a collage of photographs taken of him during his time as a member of Council and thanked him for 12 years of dedicated service.

Mr. Lewis stated that Mr. Burgin is his role model and that Mr. Burgin inspires him as a Councilman. He commented that Mr. Burgin has natural qualities of empathy and compassion that some people have to be taught and that Mr. Burgin's compassion comes from his love of people. Mr. Lewis indicated that he does not know if there will ever be anyone who will serve the City so well. He concluded by stating that he appreciates all that Mr. Burgin has done for him.

Mr. Burgin commented that he would like to thank his personal friends and family for carrying the load with great patience and without complaint while he served on Council. He also thanked his colleagues and especially thanked his wife Becky who has been very patient during his years of service. He thanked City staff for their support and City Manager David Treme for his patience, support, leadership, ministry, and for the stability he has given the City. He stated that he has a special relationship with Council that he will cherish for the rest of his life. He lastly thanked the citizens of Salisbury for allowing him to serve and stated that he considers service to others the highest honor he could be entrusted with.

RECOGNITION OF OUTGOING COUNCILMAN MARK N. LEWIS

Mayor Kluttz read a Resolution of Appreciation for Councilman Lewis honoring his years of service as a member of City Council. She then presented Mr. Lewis with a framed copy of the Resolution.

Thereupon, Mr. Kennedy made a **motion** to adopt the Resolution of Appreciation for Councilman Mark N. Lewis. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Lewis, and Ms. Kluttz voted AYE. (5-0)

RESOLUTION OF APPRECIATION FOR COUNCILMAN MARK N. LEWIS.

(The above Resolution is recorded in full in Resolution Book No. 13 at Page No. 54, and is known as Resolution 2009-38.)

Mayor Kluttz presented Councilman Lewis with a painting of City Hall and a portrait of himself created by local artist Mr. Mark Brincefield, and a collage of photographs taken at various times during Mr. Lewis' time as a Councilman.

Mayor Kluttz stated that Mr. Lewis has been a joy to work with and although he has been a Councilman for six years he has been part of the Council team much longer, having served on various boards and commissions. She stated that she is thankful for all he has done for the City.

Mayor Pro Tem Woodson commented that he wants to make sure everyone

knows how hard Mr. Lewis works for the City and that Mr. Lewis is always enthusiastic about making the City better. Mr. Woodson wished Mr. Lewis the absolute best and stated that it has been a pleasure serving with him.

Councilman Kennedy stated that he has enjoyed working with Mr. Lewis on several committees. He noted that he most enjoyed working with Mr. Lewis on the Fiber to the Home committee, indicating that Mr. Lewis is a trailblazer for the Fiber to the Home project. He thanked Mr. Lewis for his hard work and dedication and wished him luck.

Councilman Burgin commented that Mr. Lewis is a hard worker who is driven by passion for helping others. He indicated that the Vision 2020 Plan would not have been realized without Mr. Lewis. He thanked Mr. Lewis for his friendship and for his service to the City.

Mr. Lewis stated that this day is bittersweet because serving on Council is something that he has poured his heart and soul into for six years, and it is coming to an end. He indicated that he is excited that Maggie Blackwell and Brian Miller are joining Council and he believes they will be a great asset. Mr. Lewis thanked his family for the sacrifices they have made while he has served on Council. He also thanked the citizens of Salisbury, campaign supporters, and the volunteers who serve on the City's boards and commissions. Mr. Lewis then thanked City staff and commented that coming to City Hall and working with staff on the projects addressing Council's goals was a great joy.

Mr. Lewis commented that this Council has accomplished a great deal working as a team over the past six years and noted the Fiber to the Home Utility, the creation of a Salisbury Tourism Development Authority, a new Land Development Ordinance, new Fire Station 4 on Statesville Boulevard, a renovated Police Department facility, the creation of a customer service culture for municipal government, the I-85 sewer line and the creation of an Airport Development Zone. He stated that he is most proud that all of this was accomplished without an undue increase in taxes.

Mr. Lewis reiterated that Mr. Burgin is his role model and commented that Mayor Kluttz is his inspiration because she is an incredible leader and represents the City in an impressive manner. He indicated that he admires Mr. Kennedy and Mr. Woodson for all the work that has been done in the past six years.

Mayor Kluttz stated she believes the highest honor that can be bestowed by the City of Salisbury is a Key to the City. She commented that this may be unprecedented for retiring Councilman, but she feels Mr. Lewis and Mr. Burgin have given as much or more to the City than anyone and she presented Councilman Burgin and Councilman Lewis with framed Keys to the City of Salisbury.

Mayor Kluttz noted that as this Council's time comes to an end she would like to thank each of them for their work and support. She thanked Mr. Woodson for serving as Mayor Pro Tem for the past 12 years and indicated that he has always faced any duty asked of him with positivity and enthusiasm.

ADJOURNMENT

Motion to adjourn the meeting was made by Mr. Burgin, seconded by Mr. Lewis. All council members in attendance agreed unanimously to adjourn. The meeting was adjourned at 4:44 p.m.

NEW COUNCIL CONVENES

Ms. Maggie A. Blackwell, Mr. William R. (Pete) Kennedy, Ms. Susan W. Kluttz, Mr. William Brian Miller, and Mr. Paul B. Woodson, Jr., who were elected as City Council members in the November 3, 2009 Regular Municipal Election for a two year term, assembled in the Council Room of City Hall, 217 South Main Street, at 4:00 p.m. on December 1, 2009 for the purpose of being inducted into office.

Mr. Jeffrey R. Barger, Rowan County Clerk of Superior Court, administered the oath of office to the recently elected Council members.

Ms. Kluttz appointed Mr. Kennedy, as longest serving Council member, to serve as Temporary Chairman to preside over the meeting for the purpose of electing a Mayor.

Temporary Chairman Kennedy opened the floor for nominations for the office of Mayor for the City of Salisbury. Mr. Woodson nominated Susan Wear Kluttz for the office of Mayor. Mr. Miller seconded the nomination. There were no other nominations. Messrs. Kennedy, Miller, Woodson, Ms. Blackwell and Ms. Kluttz voted AYE. By unanimous vote of the Council, Susan W. Kluttz was elected Mayor for a two-year term beginning December 1, 2009.

Mayor Kluttz asked her husband, The Honorable William Kluttz, to join her as she took the oath of office. The oath of office of Mayor was administered to Susan W. Kluttz by Mr. Jeffrey R. Barger, Clerk of Superior Court.

Mayor Kluttz opened the floor for nominations for the office of Mayor Pro Tem.

Mr. Woodson nominated Maggie A. Blackwell to serve as Mayor Pro Tem. Mr. Kennedy seconded the nomination. Messrs. Kennedy, Miller, Woodson, Ms. Blackwell and Ms. Kluttz voted AYE. By unanimous vote of the Council Maggie A. Blackwell was elected Mayor Pro Tem for a two year term beginning December 1, 2009.

Mayor Pro Tem Blackwell asked her husband Joseph Blackwell and granddaughter Traci to join her as she took the oath of office. The oath of office of Mayor Pro Tem was administered to Maggie A. Blackwell by Mr. Jeffrey R. Barger, Clerk of Superior Court.

Mayor Kluttz opened the floor for newly elected Council members to speak.

Councilman Miller thanked Mr. Bill Burgin and Mr. Mark Lewis for their exemplary service on Council. He stated that he is honored to be a member of Council and is excited about the next 24 months.

Councilman Kennedy thanked the citizens of Salisbury for electing him to a ninth term on the City Council. Mr. Kennedy pledged his commitment to serving the citizens of the City and welcomed the new members of Council. Mr. Kennedy recognized his wife Hazel and family and friends who were in attendance and stated that he looks forward to the next two years.

Councilman Woodson thanked Mr. Bill Burgin and Mr. Mark Lewis for their hard work on Council and stated that he is excited about working with the new Council. He thanked his wife Beth for her support and hard work and indicated that he is looking forward to the next two years.

Mayor Pro Tem Blackwell thanked Mr. Bill Burgin and Mr. Mark Lewis for their contributions to the City. She thanked her husband, family, and friends for their support. She stated it is an honor to serve with this team and she looks forward to the next 24 months.

Mayor Kluttz thanked her husband and family for their love and support. She also thanked the citizens who voted and made their voices heard. She thanked the 13 candidates and stated that she is very excited about the next two years and the future of Council. She thanked City Manager David Treme and staff and all those attending the meeting and supporting Council.

COUNCIL LIAISONS FOR COMMUNITY GROUPS

Mayor Kluttz suggested the following liaison appointments to community groups:

- (a) Rowan County Tourism Development Authority - Councilman Miller
- (b) Centralina Council of Governments - Councilman Woodson
- (c) Salisbury-Rowan Community Action Agency - Councilman Kennedy
- (d) Economic Development Commission- Councilman Woodson
- (e) Rufty-Holmes Senior Center - Councilman Kennedy
- (f) Downtown Salisbury, Inc. - Councilman Miller
- (g) Fireman's Relief Fund Board - Councilman Woodson
- (h) Parks and Recreation Advisory Board - Mayor Kluttz
- (i) Human Relations Council - Mayor Pro Tem Blackwell
- (j) Community Appearance Commission - Mayor Pro Tem Blackwell
- (k) Tree Board - Councilman Kennedy
- (l) Metropolitan Planning Organization - Mayor Pro Tem Blackwell
- (m) Metropolitan Planning Organization Alternate - Mayor Kluttz
- (n) Transportation Advisory Board - Councilman Kennedy
- (o) Salisbury Tourism Development Authority - Councilman Woodson

By consensus, Council agreed to the liaison appointments.

COMMENTS FROM THE CITY MANAGER

City Manager David Treme congratulated the new Council and indicated that staff pledges its support for accomplishing outcomes and goals that Council will adopt.

MAYOR'S ANNOUNCEMENTS

(a) **Annual Employee Christmas Luncheon**

Mayor Kluttz announced that the annual Christmas luncheon for City employees will be held Wednesday, December 9, 2009 from 11:30 a.m. until 1:30 p.m. at the Salisbury Civic Center.

(b) **Salisbury Parks and Recreation Tree Lighting Ceremony**

Mayor Kluttz announced that the Salisbury Parks and Recreation Department will host the annual City Park tree lighting ceremony Friday, December 4, 2009 from 6:00 p.m. until 6:30 p.m.

Councilman Kennedy pointed out that this is the first time in Salisbury's history that two women have served on City Council and they are serving as Mayor and Mayor Pro Tem.

ADJOURNMENT

Motion to adjourn the meeting was made by Mr. Miller, seconded by Mr. Kennedy. All council members in attendance agreed unanimously to adjourn. The meeting was adjourned at 5:05 p.m.

Susan W. Kluttz, Mayor

Myra B. Heard, City Clerk